

ORIGINAL HOUSE  
BILL NO. HB0070

ENROLLED ACT NO. 10, HOUSE OF REPRESENTATIVES

SIXTY-THIRD LEGISLATURE OF THE STATE OF WYOMING  
2015 GENERAL SESSION

AN ACT relating to water development projects; authorizing construction of designated water projects; describing projects; specifying terms and conditions of funding for projects; providing appropriations; modifying project descriptions and terms of appropriations for various specified prior projects; and providing for an effective date.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.** W.S. 99-3-2001 through 99-3-2005 are created to read:

ARTICLE 20  
2015 CONSTRUCTION PROJECTS

**99-3-2001. Definitions.**

The definitions in W.S. 99-3-101 apply to this article.

**99-3-2002. General authorization.**

The provisions of W.S. 99-3-102 apply to this article.

**99-3-2003. Level III construction projects - new development.**

(a) Authorization is granted for the Level III new development construction projects identified in this section subject to the general conditions specified in W.S. 99-3-103.

(b) Project - Arapahoe Pipeline and Tank:

(i) Project sponsor: Northern Arapaho Indian Tribe;

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(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of transmission pipelines, storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million eight hundred seventy-six thousand dollars (\$2,876,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million nine hundred twenty-six thousand nine hundred twenty dollars (\$1,926,920.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission one million nine hundred twenty-six thousand nine hundred twenty dollars (\$1,926,920.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(c) Project - Cambria Tank:

(i) Project sponsor: Cambria Improvement and Service District;

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(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of a transmission pipeline, pumping facilities, storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Nine hundred thirty-five thousand dollars (\$935,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed six hundred twenty-six thousand four hundred fifty dollars (\$626,450.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission six hundred twenty-six thousand four hundred fifty dollars (\$626,450.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The expenditure of funds from this appropriation shall not occur until an acceptable water

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service agreement between the Cambria Improvement and Service District, the Sweetwater Improvement and Service District and the Town of Newcastle is presented to the director of the water development office.

(d) Project - Casper Zone II 2015:

(i) Project sponsor: City of Casper;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of a transmission pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million five hundred eighty thousand dollars (\$2,580,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million seven hundred twenty-eight thousand six hundred dollars (\$1,728,600.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission one million seven hundred twenty-eight thousand six hundred dollars (\$1,728,600.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

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(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(e) Project - Indian Paintbrush Water Supply:

(i) Project sponsor: Indian Paintbrush Water District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of a transmission pipeline, water storage tank, pumping equipment, disinfection facilities, emergency power and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Nine hundred twenty thousand dollars (\$920,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed six hundred sixteen thousand four hundred dollars (\$616,400.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission six hundred sixteen thousand four hundred dollars (\$616,400.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

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(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The sponsor shall purchase the well drilled during the level II study for a price not to exceed thirty-three percent (33%) of the well's actual construction costs. The sponsor may purchase the well with a lump sum payment or with amortized payments for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor at an interest rate of four percent (4%).

(f) Project - Jamestown/Rio Vista Water Supply:

(i) Project sponsor: Jamestown/Rio Vista Water and Sewer District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of a transmission pipeline, storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Six million four hundred thousand dollars (\$6,400,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed four

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million two hundred eighty-eight thousand dollars (\$4,288,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission four million two hundred eighty-eight thousand dollars (\$4,288,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The expenditure of funds from this appropriation shall not occur until the sponsor approves a special assessment district to secure project loan repayments and secures the loan to fund the sponsor's thirty-three percent (33%) share of the project.

(g) Project - Kaycee Replacement Tank:

(i) Project sponsor: Town of Kaycee;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of a storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Six hundred fifty thousand dollars (\$650,000.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed four hundred thirty-five thousand five hundred dollars (\$435,500.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission four hundred thirty-five thousand five hundred dollars (\$435,500.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(h) Project - Kemmerer-Diamondville Water System:

(i) Project sponsor: Kemmerer-Diamondville Joint Powers Water Board;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of a storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million three hundred seventy thousand dollars (\$2,370,000.00);



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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million five hundred eighty-seven thousand nine hundred dollars (\$1,587,900.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission one million five hundred eighty-seven thousand nine hundred dollars (\$1,587,900.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(j) Project - Lovell Tank/Zone 2 Improvements:

(i) Project sponsor: Town of Lovell;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of a pipeline, storage tank, pumping facilities and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million five hundred eighty-five thousand dollars (\$3,585,000.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two million four hundred one thousand nine hundred fifty dollars (\$2,401,950.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two million four hundred one thousand nine hundred fifty dollars (\$2,401,950.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(k) Project - Lower Nowood Rural Water Supply:

(i) Project sponsor: Lower Nowood Improvement and Service District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of a transmission pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million one hundred twenty-five thousand dollars (\$2,125,000.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million four hundred twenty-three thousand seven hundred fifty dollars (\$1,423,750.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission one million four hundred twenty-three thousand seven hundred fifty dollars (\$1,423,750.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The expenditure of funds from this appropriation shall not occur until an acceptable water service agreement between the Lower Nowood Improvement and Service District, the South Circle Estates Improvement and Service District and the Town of Ten Sleep is presented to the director of the water development office.

(m) Project - Newcastle 2015:

(i) Project sponsor: City of Newcastle;

(ii) Project purpose: Municipal, rural domestic water supply;

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(iii) Project description: Design and construction of a transmission pipeline, rehabilitation of an existing well, pumping equipment, control system upgrade and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Nine hundred twenty thousand dollars (\$920,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed six hundred sixteen thousand four hundred dollars (\$616,400.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission six hundred sixteen thousand four hundred dollars (\$616,400.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(n) Project - Pine Haven Well and Tank:

(i) Project sponsor: Town of Pine Haven;

(ii) Project purpose: Municipal, rural domestic water supply;

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(iii) Project description: Design and construction of a transmission pipeline, storage tank, new well, disinfection improvements, control system upgrade, tank demolition and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million one hundred thousand dollars (\$3,100,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two million seventy-seven thousand dollars (\$2,077,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two million seventy-seven thousand dollars (\$2,077,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(o) Project - Sheridan Leopard Street Pipeline:

(i) Project sponsor: City of Sheridan;

(ii) Project purpose: Municipal, rural domestic water supply;

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(iii) Project description: Design and construction of a transmission pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million three hundred thousand dollars (\$3,300,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two million two hundred eleven thousand dollars (\$2,211,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two million two hundred eleven thousand dollars (\$2,211,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(p) Project - Squaw Creek Water Supply:

(i) Project sponsor: Squaw Creek Water District;

(ii) Project purpose: Rural domestic water supply;

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(iii) Project description: Design and construction of a pipeline, storage tank control system improvements and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Four hundred sixty thousand dollars (\$460,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed three hundred eight thousand two hundred dollars (\$308,200.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission three hundred eight thousand two hundred dollars (\$308,200.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(q) Project - Sweetwater Water Supply:

(i) Project sponsor: Sweetwater Improvement and Service District;

(ii) Project purpose: Rural domestic water supply;

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(iii) Project description: Design and construction of a transmission pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Eight hundred forty thousand dollars (\$840,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed five hundred sixty-two thousand eight hundred dollars (\$562,800.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission five hundred sixty-two thousand eight hundred dollars (\$562,800.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The expenditure of funds from this appropriation shall not occur until an acceptable water service agreement between the Sweetwater Improvement and Service District, the Cambria Improvement and Service District, and the Town of Newcastle is presented to the director of the water development office.



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(r) Project - Weather Modification Big Horn, Laramie, Medicine Bow and Sierra Madre Mountains - 2016:

(i) Project sponsor: The state of Wyoming;

(ii) Project purpose: To enhance the winter snowpack in the Big Horn, Laramie, Medicine Bow and Sierra Madre Mountain Ranges;

(iii) Project description: Initiate an operational winter snowpack augmentation program for the four (4) project areas. Necessary components of the four (4) programs include public outreach, climatology, hydrology, conceptual design, permit procurement, project land procurement, evaluation of seeding agent delivery systems, procurement of generators, weather forecasting and operational costs;

(iv) Total project budget: One million four hundred forty-seven thousand five hundred dollars (\$1,447,500.00);

(v) Appropriation: There is appropriated from water development account I to the Wyoming water development office one million four hundred forty-seven thousand five hundred dollars (\$1,447,500.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vi) Special conditions:

(A) The Wyoming water development office shall manage and provide oversight of the program;

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(B) This project shall develop an individual winter snowpack augmentation program for each of the four (4) target mountain ranges;

(C) Prior to commencing project operations, the Wyoming water development office shall seek funding commitments from other in-basin water users that may benefit from winter snowpack augmentation;

(D) Prior to commencing project operations, the commission shall review the project and make any recommendations to the select water committee regarding future legislative changes to the project and any proposed funding.

(s) Project - Weather Modification Wind River Mountains - 2016:

(i) Project sponsor: The state of Wyoming;

(ii) Project purpose: To enhance the winter snowpack in the Wind River Mountain Range;

(iii) Project description: Conduct an operational winter snowpack augmentation program during the 2015-2016 fall, winter and spring seasons;

(iv) Total project budget: Six hundred fifty thousand dollars (\$650,000.00);

(v) Appropriation: There is appropriated from water development account I to the Wyoming water development office one hundred seventy thousand dollars (\$170,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2017;

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(vi) Special conditions:

(A) The Wyoming water development office shall manage and provide oversight of the program. Ten thousand dollars (\$10,000.00) of the total appropriation is allocated for this purpose;

(B) The project operations budget shall not exceed six hundred forty thousand dollars (\$640,000.00) of which the state of Wyoming shall participate at a rate of twenty-five percent (25%) of actual project operations costs;

(C) Prior to commencing project operations, the Wyoming water development office shall acquire funding commitments from other Colorado River basin water users for seventy-five percent (75%) of actual project operations costs.

(t) Project - Wheatland No. 7 Well:

(i) Project sponsor: Town of Wheatland;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of a new well, pumping equipment, pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Seven hundred fifty thousand dollars (\$750,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I

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through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed five hundred two thousand five hundred dollars (\$502,500.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission five hundred two thousand five hundred dollars (\$502,500.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

[REHABILITATION CONSTRUCTION PROJECTS]

**99-3-2004. Level III construction projects - rehabilitation.**

(a) Authorization is granted for the Level III rehabilitation construction projects identified in this section, subject to the general conditions specified in W.S. 99-3-104.

(b) Project - Big Horn Canal Underway:

(i) Project sponsor: Big Horn Canal Irrigation District;

(ii) Project purpose: Agriculture water supply;

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(iii) Project description: Design and construction of a drainage structure under a main canal and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One hundred seventy-five thousand dollars (\$175,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project one hundred seventeen thousand two hundred fifty dollars (\$117,250.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed fifty-seven thousand seven hundred fifty dollars (\$57,750.00) or thirty-three percent (33%) of actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor, at an annual rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account II to the commission one hundred seventy-five thousand dollars (\$175,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020.

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(c) Project - Casper Alcova Rehabilitation 2015:

(i) Project sponsor: Casper Alcova Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of water lateral improvements and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two hundred eighty thousand dollars (\$280,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one hundred eighty-seven thousand six hundred dollars (\$187,600.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one hundred eighty-seven thousand six hundred dollars (\$187,600.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

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(d) Project - Dull Knife Reservoir Spillway  
Rehabilitation:

(i) Project sponsor: Dull Knife Irrigation  
District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and  
construction of dam spillway improvements and appurtenances  
necessary to make the project function in the manner  
intended;

(iv) Total project budget: Four million nine  
hundred thousand dollars (\$4,900,000.00);

(v) Project grant: The state of Wyoming shall  
grant to the sponsor from water development account II  
through the commission for the design, permit procurement,  
project land procurement, construction engineering and  
construction of the project an amount not to exceed one  
million seven hundred fifteen thousand dollars  
(\$1,715,000.00) or thirty-five percent (35%) of the actual  
development costs, whichever is less;

(vi) Appropriation: There is appropriated from  
water development account II to the commission one million  
seven hundred fifteen thousand dollars (\$1,715,000.00) or  
as much thereof as is necessary to carry out the purpose of  
this subsection. Unexpended funds appropriated under this  
subsection shall revert to water development account II on  
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(vii) Special conditions:

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(A) The sponsor is responsible for acquiring sixty-five percent (65%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II.

(e) Project - Goshen Irrigation District-Guernsey Spillway Rehabilitation:

(i) Project sponsor: Goshen Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of the spillway gate rehabilitation and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Six hundred seventy-one thousand dollars (\$671,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project four hundred forty-nine thousand five hundred seventy dollars (\$449,570.00) or sixty-seven percent (67%) of the actual and eligible development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission four hundred forty-nine thousand five hundred seventy dollars



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(\$449,570.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II.

(f) Project - Hill Irrigation District-Guernsey Spillway Rehabilitation:

(i) Project sponsor: Hill Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of the spillway gate rehabilitation and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Fifty-five thousand dollars (\$55,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed

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thirty-six thousand eight hundred fifty dollars (\$36,850.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission thirty-six thousand eight hundred fifty dollars (\$36,850.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020.

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II.

(g) Project - Midvale Bull Lake Rehabilitation 2015:

(i) Project sponsor: Midvale Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of dam rehabilitation improvements and appurtenances necessary to make the project function in the manner intended;

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(iv) Total project budget: Three million nine hundred sixty thousand dollars (\$3,960,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction an amount not to exceed two million six hundred fifty-three thousand two hundred dollars (\$2,653,200.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two million six hundred fifty-three thousand two hundred dollars (\$2,653,200.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II;

(C) Prior to commencing project operations, the commission shall review the project and make any recommendations to the select water committee regarding future legislative changes to the project and any proposed funding.

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(h) Project - Savery-Little Snake-Battle Creek  
Diversions:

(i) Project sponsor: Savery-Little Snake Water  
Conservancy District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and  
construction of a water diversion structure and  
appurtenances necessary to make the project function in the  
manner intended;

(iv) Total project budget: One million three  
hundred thousand dollars (\$1,300,000.00);

(v) Project grant: The state of Wyoming shall  
grant to the sponsor from water development account II  
through the commission for the design, permit procurement,  
project land procurement, construction engineering and  
construction of the project an amount not to exceed eight  
hundred seventy-one thousand dollars (\$871,000.00) or  
sixty-seven percent (67%) of the actual development costs,  
whichever is less;

(vi) Appropriation: There is appropriated from  
water development account II to the commission eight  
hundred seventy-one thousand dollars (\$871,000.00) or as  
much thereof as is necessary to carry out the purpose of  
this subsection. Unexpended funds appropriated under this  
subsection shall revert to water development account II on  
July 1, 2020;

(vii) Special conditions: The sponsor is  
responsible for acquiring thirty-three percent (33%) of the  
total project budget from other sources.

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(j) Project - Sheridan 4 MG WTP Tank:

(i) Project sponsor: City of Sheridan;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Design and construction of the rehabilitation of an existing storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million two hundred thousand dollars (\$3,200,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project two million one hundred forty-four thousand dollars (\$2,144,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two million one hundred forty-four thousand dollars (\$2,144,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions:

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(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II.

(k) Project - Shoshone Irrigation District  
Rehabilitation 2015:

(i) Project sponsor: Shoshone Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of water lateral improvements, structure replacements and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Five hundred sixty thousand dollars (\$560,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed two hundred ninety thousand dollars (\$290,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two hundred ninety thousand dollars (\$290,000.00) or as much thereof as

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is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for all project costs with the exception of the purchase of project materials as supported by vendor invoices and approved by the commission;

(B) The sponsor is responsible for retaining professional engineering services to design the project, compile materials and bidding documents and monitor construction activities including the installation of project components and the tracking of project expenditures.

(m) Project - Wheatland Irrigation District  
Rehabilitation 2015:

(i) Project sponsor: Wheatland Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of dam and structure rehabilitation improvements, lateral siphons and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million three hundred five thousand dollars (\$1,305,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement,

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project land procurement, construction engineering and construction of the project eight hundred seventy-four thousand three hundred fifty dollars (\$874,350.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission eight hundred seventy-four thousand three hundred fifty dollars (\$874,350.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the eligible project budget from other sources.

(n) Project - Wind River Irrigation Rehabilitation 2015:

(i) Project sponsor: Eastern Shoshone and Northern Arapaho Indian Tribes;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of water lateral improvements, replacement of structures and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million two hundred twelve thousand one hundred twenty-one dollars (\$2,212,121.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II



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through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project one million four hundred eighty-two thousand one hundred twenty-one dollars (\$1,482,121.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one million four hundred eighty-two thousand one hundred twenty-one dollars (\$1,482,121.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The appropriation of funds for this project is contingent upon the 2015 legislature's approval and governor's approval of a supplemental budget request to provide additional funding for water development account II.

**99-3-2005. Level III construction projects - Storage.**

(a) Authorization is granted for the Level III storage construction projects identified in this section, subject to the general conditions specified in W.S. 99-3-106.

(b) Project - Sheridan Supplemental Storage Level III:

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(i) Project sponsor: City of Sheridan and Sheridan Area Water Supply Joint Powers Board;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Acquisition of shares of ownership in Park Reservoir located in Sheridan County;

(iv) Total project budget: Eight million four hundred thousand dollars (\$8,400,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account III through the commission for the acquisition of existing reservoir water storage an amount not to exceed five million six hundred twenty-eight thousand dollars (\$5,628,000.00) or sixty-seven percent (67%) of the actual acquisition costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account III to the commission five million six hundred twenty-eight thousand dollars (\$5,628,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account III on July 1, 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources;

(B) The funds from this appropriation shall not be used for any acquisition involving eminent domain;

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(C) The funds from this appropriation shall not be used for acquisition costs in excess of four thousand two hundred dollars (\$4,200.00) per acre-foot of water.

[AMENDMENTS TO PRIOR PROJECTS]

**Section 2.** W.S. 99-3-703(j)(vi) and by creating a new paragraph (x), 99-3-704(g)(vi) and by creating a new paragraph (x), 99-3-1004(c)(x), 99-3-1403(m)(iv) through (vii) and (q)(vii), 99-3-1404(d)(vi), 99-3-1503(g)(vi) and (n)(iv) through (vi), 99-3-1804(b)(iv) through (vii) and by creating a new paragraph (viii), (d)(iv) through (vii), (f)(iv) through (vi) and (g)(iii), 99-3-1903(k)(iv) through (vi) and 99-3-1904(m)(iv) through (vi) are amended to read:

**99-3-703. Level III construction projects - new development.**

(j) Project - Small Water Development Projects:

(vi) Appropriation: There is appropriated from water development account I to the commission two million two hundred fifty thousand dollars (\$2,250,000.00) or as much thereof as is necessary to carry out the purpose of this subsection; ~~the funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account I;~~

(x) As of July 1, 2017, all remaining funds in this appropriation shall revert to water development account I.

**99-3-704. Level III construction projects-rehabilitation.**

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(g) Project - Small Water Development Projects:

(vi) Appropriation: There is appropriated from water development account II to the commission one million five hundred fifty thousand dollars (\$1,550,000.00) or as much thereof as is necessary to carry out the purpose of this subsection; ~~the funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account II;~~

(x) As of July 1, 2017, all remaining funds in this appropriation shall revert to water development account II.

**99-3-1004. Level III construction projects - rehabilitation.**

(c) Project - Gillette Madison Pipeline Joint Bonding:

(x) Supplemental appropriation: There is appropriated from water development account II to the commission an additional three million eight hundred fifty-two thousand five hundred dollars (\$3,852,500.00), which when combined with the original appropriation, as described in paragraphs (iv) through (vi) of this subsection, total five million seventy-seven thousand five hundred dollars (\$5,077,500.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2015~~ 2016; and

**99-3-1403. Level III construction projects - new development.**

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(m) Project - Riverton Water Supply:

(iv) Total project budget: ~~Nine million two hundred thousand dollars (\$9,200,000.00)~~ Twelve million eight hundred thousand dollars (\$12,800,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction for the project an amount not to exceed ~~six million one hundred sixty-four thousand dollars (\$6,164,000.00)~~ eight million five hundred seventy-six thousand dollars (\$8,576,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction for the project an amount not to exceed ~~nine hundred twenty thousand dollars (\$920,000.00)~~ one million two hundred eighty thousand dollars (\$1,280,000.00) or ten percent (10%) of the actual development costs, whichever is less, for a term of twenty (20) years from the date the commission determines project benefits accrue to the sponsor, at an annual rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account I to the commission ~~seven million eighty-four thousand dollars (\$7,084,000.00)~~ nine million eight hundred fifty-six thousand dollars (\$9,856,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2015-2017~~;

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(q) Project - Upton Well:

(vii) Appropriation: There is appropriated from water development account I to the commission three hundred ninety-five thousand dollars (\$395,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2015~~2016.

**99-3-1404. Level III construction projects - rehabilitation.**

(d) Project - Deaver Rehabilitation 2009:

(vi) Appropriation: There is appropriated from water development account II to the commission one million twenty-three thousand dollars (\$1,023,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2015~~2017;

**99-3-1503. Level III construction projects - new development.**

(g) Project - Ethete Water Supply:

(vi) Appropriation: There is appropriated from water development account I to the commission two million dollars (\$2,000,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2015~~2018;

(n) Project - South Thermopolis Water Supply:

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(iv) Total project budget: ~~Three million one hundred sixty thousand dollars (\$3,160,000.00)~~ Four million three hundred seventy-three thousand two hundred sixty-seven dollars (\$4,373,267.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~two million one hundred seventeen thousand two hundred dollars (\$2,117,200.00)~~ two million three hundred eighteen thousand two hundred dollars (\$2,318,200.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission ~~two million one hundred seventeen thousand two hundred dollars (\$2,117,200.00)~~ two million three hundred eighteen thousand two hundred dollars (\$2,318,200.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2015~~ 2017;

**99-3-1804. Level III construction projects - rehabilitation.**

(b) Project - Austin-Wall Canal Rehabilitation-Phase I:

(iv) Total project budget: ~~Two million dollars (\$2,000,000.00)~~ Two million nine hundred fifty thousand dollars (\$2,950,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II

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through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project ~~one million dollars (\$1,000,000.00)~~ one million five hundred thousand dollars (\$1,500,000.00) or ~~fifty percent (50%)~~ fifty and nine tenths percent (50.9%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~one million dollars (\$1,000,000.00)~~ one million six hundred thousand dollars (\$1,600,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2018;

(vii) Special conditions: The sponsor is responsible for acquiring ~~fifty percent (50%)~~ forty-five and seven tenths percent (45.7%) of the project phase I budget from other sources;:-

(viii) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one hundred thousand dollars (\$100,000.00) or three and four tenths percent (3.4%) of actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor, at an annual rate of four percent (4%).

(d) Project - Eden Valley Farson Lateral Rehabilitation-Phase I:

(iv) Total project budget: ~~Five million one hundred eighty-nine thousand three hundred dollars~~



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~~(\$5,189,300.00). Total project budget for phase I: Four hundred sixty-seven thousand dollars (\$467,000.00)~~ Four million seven hundred thirty-two thousand dollars (\$4,732,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement and project land procurement of the project ~~two hundred thirty-three thousand five hundred dollars (\$233,500.00)~~ two million three hundred sixty-six thousand dollars (\$2,366,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~two hundred thirty-three thousand five hundred dollars (\$233,500.00)~~ two million three hundred sixty-six thousand dollars (\$2,366,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2018~~ 2020;

(vii) Special conditions:

(A) The sponsor is responsible for acquiring fifty percent (50%) of the project phase I budget from other sources~~;~~.

(B) The 2015 appropriation of two million one hundred thirty-two thousand five hundred dollars (\$2,132,500.00) for this project is contingent upon approval from the legislature and the governor of a supplemental budget request in the 2015 legislative session to provide additional funding for water development account II.

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(f) Project - Midvale Rehabilitation 2013:

(iv) Total project budget: ~~Five hundred fifty-eight thousand four hundred dollars (\$558,400.00)~~  
Seven hundred thirty-two thousand dollars (\$732,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed ~~three hundred seventeen thousand four hundred dollars (\$317,400.00)~~ three hundred eighty-one thousand dollars (\$381,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~three hundred seventeen thousand four hundred dollars (\$317,400.00)~~ three hundred eighty-one thousand dollars (\$381,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2018;

(g) Project - Riverton Valley Rehabilitation 2013:

(iii) Project description: Design and construction of water lateral improvements, rehabilitate main diversion structure and appurtenances necessary to make the project function in the manner intended;

**99-3-1903. Level III construction projects - new development.**

(k) Project - Small Water Development Projects - 2014:

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(iv) Total project budget: ~~One million two hundred thousand dollars (\$1,200,000.00)~~ Two million two hundred thousand dollars (\$2,200,000.00);

(v) Project grant: The state of Wyoming shall grant to sponsors from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~six hundred thousand dollars (\$600,000.00)~~ one million one hundred thousand dollars (\$1,100,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission ~~six hundred thousand dollars (\$600,000.00)~~ one million one hundred thousand dollars (\$1,100,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. The funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account I;

**99-3-1904. Level III construction projects - rehabilitation.**

(m) Project - Small Water Development Projects - 2014:

(iv) Total project budget: ~~Six hundred thousand dollars (\$600,000.00)~~ One million four hundred thousand dollars (\$1,400,000.00);

(v) Project grant: The state of Wyoming shall grant to sponsors from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction

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of the project an amount not to exceed ~~three hundred thousand dollars (\$300,000.00)~~ seven hundred thousand dollars (\$700,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~three hundred thousand dollars (\$300,000.00)~~ seven hundred thousand dollars (\$700,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. The funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account II;

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**Section 3.** This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk